

**SIEMENS Corporation**

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Express Mail No. EV048645623US  
Date of Deposit: November 1, 2001  
**PATENT APPLICATION**

ATTORNEY DOCKET NO.: 2001P18496US

1c978 U.S. PTO  
10/004363  
11/01/01

IN THE  
UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): BANI-HASHEMI, ET AL.

Serial No.: Not yet assigned

Examiner: Not yet assigned

Filing Date: Herewith

Group Art Unit: Not yet assigned

Title: **PATIENT POSITIONING SYSTEM EMPLOYING SURFACE  
PHOTOGRAMMETRY**

THE ASSISTANT COMMISSIONER FOR PATENTS  
Washington, D.C. 20231

INFORMATION DISCLOSURE STATEMENT AND PETITION

Sir:

This Information Disclosure Statement is submitted:

- ☒ under 37 CFR 1.97 (b), or  
(Within three months of filing national application; or date of entry of international application; or before mailing date of first office action on the merits; whichever occurs last)
- ☐ under 37 CFR 1.97 (c) together with either a:  
☐ Certification under 37 CFR 1.97 (e), or  
☐ A \$240.00 fee under 37 CFR 1.17 (p) authorized to be charged to Deposit Account **19-2179**. At any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account **19-2179** pursuant to 37 CFR 1.25.  
(After the CFR 1.97 (b) time period, but before final action or notice of allowance, whichever occurs first)
- ☐ under 37 CFR 1.97 (d) together with a:  
☐ Certification under 37 CFR 1.97 (e), and  
☐ a petition under 37 CFR 1.97 (d) (2) (ii), required with fee under 37 CFR 1.17(i)(1)  
(Filed after final action or notice of allowance, whichever occurs first, but on or before payment of the issue fee)
- ☐ under 37 CFR 1.97 (i)  
☐ Filed after payment of issue fee, but before grant of patent - No fee or certification required

☒ Applicant(s) submit herewith Form PTO 1449 - Information Disclosure Citation together with copies of patents, publications or other information of which applicant(s) are aware, which applicant(s) believe(s) may be material to the examination of this application and for which there may be a duty to disclose in accordance with 37 CFR 1.56.

☒ A concise explanation of the relevance of foreign language patents, foreign language publications and other foreign language information listed on PTO Form 1449, as presently understood by the individual(s) designated in 37 CFR 1.56 (c) most knowledgeable about the content that is given on the attached sheet or by the enclosed English-language search report.

☐ The undersigned hereby certifies under 37 CFR 1.97(e)(1) that each item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement; or

☐ The undersigned certifies under 37 CFR 1.97(e)(2) that no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a

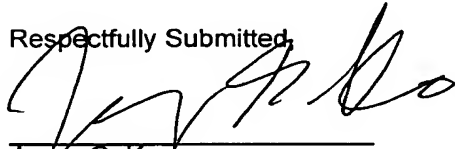
counterpart foreign application, and, to the knowledge of the undersigned after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 1.56(c) more than three months prior to the filing of the information disclosure statement.

[X] Applicant does not believe any fee is due. However, at any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account 19-2179 pursuant to 37 CFR 1.25. A duplicate copy of this sheet is enclosed.

The filing of this information disclosure statement shall not be construed as a representation that a search has been made or that no other material information exists. Further, the filing of this information disclosure statement shall not be construed as an admission against interest in any manner or as an admission that the information cited is, or is considered to be material to patentability.

It is requested that the information disclosed herein be made of record in this application.

Respectfully Submitted,

  
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Jenny G. Ko  
Attorney for Applicant(s)  
Reg. No.: 44,190  
Date: November 1, 2001  
Telephone No.: 650-694-5810

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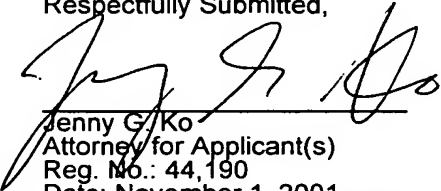
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**CONCISE EXPLANATION OF RELEVANCE**

**Sir:**

As a concise explanation of relevance of enclosed PCT document no. WO 99/40846, it is submitted that the document relates to the use of three-dimensional coordinates to represent a surface of a body in a first position and in a second position. The coordinates may be used to obtain information regarding changes in position.

Respectfully Submitted,

  
Jenny G. Ko  
Attorney for Applicant(s)  
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Telephone No.: 650-694-5810